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October 30, 2015

Regional Freedom of Information Officer  
U.S. Environmental Protection Agency  
Region 5  
77 West Jackson Boulevard (MI-9J)  
Chicago, IL 60604-3590

Re: Freedom of Information Act Request re Little Traverse Bay CKD Release Site

Dear Sir or Madam:

Pursuant to the Freedom of Information Act, we request that the U.S. Environmental Protection Agency provide us from its public records with copies of the writings described in the numbered paragraphs below. These writings relate generally to the Little Traverse Bay CKD Release Site which was the subject of the EPA's Administrative Order On Consent For Removal Action Docket No. V-W-05-C-810. These requests relate to any permit under the National Pollutant Discharge Elimination System ("NPDES"), permitting discharge of treated water into Little Traverse Bay or Lake Michigan. This includes "Permit No. MI0058827" issued on or about December 29, 2010 by the Michigan Department of Natural Resources & Environment.

1. All of CMS Land Company's applications for a NPDES permit to discharge treated water into Little Traverse Bay, amendments to those applications, and documents submitted by CMS Land Company regarding those applications or amendments. This includes applications in or about November 2009, January 2010, July 2010, and August 11, 2010.
2. All NPDES permits and all amendments, modifications, and extensions of any NPDES permits granted to CMS Land Company (except that we already have and do not need another copy of Permit No. MI0058827).
3. All applications and other writings submitted by or for CMS Land Company, seeking an extension, amendment or modification of any NPDES permit.
4. All writings, including schematic drawings, that define, describe or refer to the "Captur" treatment system or systems used in connection with any NPDES permit including Permit No. MI0058827 in Part I.A.5 on page 8 and in Part I.A.7 on page 9.

5. All writings, including schematic drawings, that define or describe the materials, equipment and/or processes that CMS Land Company in connection with any NPDES permit proposed to or did use to remove contaminants before release of water into Little Traverse Bay, including to add a material to the water that causes dissolved mercury and other contaminants to form solids and then sending the water through a system to filter out the solids.
6. All notices by CMS Land Company after issuance of a NPDES permit of modifications made to the materials, equipment and/or processes on which the permit was based.
7. All writings by CMS Land Company in connection with any NPDES permit, claiming ability to remove mercury from the water to below 1.3 parts per trillion without using the Captur treatment system.

We are attempting in these requests to be specific and focused, so as not to impose an unreasonable burden on you or cost on us, but we are unfamiliar with how the EPA's records are kept. Please feel free to contact me if something about this request is unclear or imposes an undue burden. Thank you.

Sincerely,

**DYKEMA GOSSETT PLLC**

  
Dennis M. Haffey

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ID/DMH